

**PATENTS**

Attorney Docket No. 28200-C3

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the US Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington DC 20231, on October 14, 1999.

Derek P. Freyberg  
Derek P. Freyberg, Reg. No. 29,250

10/14/99  
Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

John J. Nestor et al.

:

App. No.: 08/812,991

:

Art Unit: 1611

Filed: March 4, 1997

:

Examiner: Mark L. Berch

Allowed: July 14, 1999

:

Issue Batch No.: V71

For: 2-(2-AMINO-1,6-DIHYDRO-6-OXO-PURIN-9-YL)METHOXY-  
1,3-PROPANEDIOL DERIVATIVE

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**STATEMENT BY ADDED INVENTORS (37 CFR 1.48(a))**

As an added inventor, each of us states that the error in inventorship set forth in the original executed declaration under 37 CFR 1.63 occurred without deceptive intention on our part.

Respectfully submitted,

Charles A. Dvorak  
Charles A. Dvorak

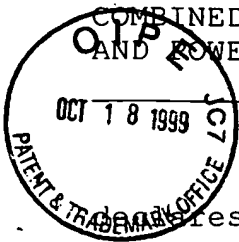
Paul R. Fatheree  
Paul R. Fatheree

Date: 10/14/99

Date: 10/13/99

COMBINED DECLARATION  
AND POWER OF ATTORNEY

Attorney Docket No.  
28200-C3



As a below named joint inventor, each of us hereby  
declares as follows:

My residence, post office address and citizenship are  
as stated below next to my name.

I believe that I am an original, first, and joint  
inventor of the subject matter which is claimed and for which a  
patent is sought on the invention entitled:

2-(2-AMINO-1,6-DIHYDRO-6-OXO-PURIN-9-YL)METHOXY-1,3-PROPANEDIOL  
DERIVATIVE

the specification of which was filed with the Patent & Trademark  
Office on March 4, 1997 as Application No. 08/812,991.

I state that I have reviewed and understand the  
contents of the above-identified specification, including the  
claims.

I acknowledge the duty to disclose information of which  
I am aware that is material to the examination of this  
application in accordance with 37 CFR 1.56(a).

I hereby appoint the following attorneys to prosecute  
this application and to transact all business in the United  
States Patent and Trademark Office connected therewith:

William B. Anderson, Reg. No. 41,585  
Y. Ping Chow, Registration No. 30,740  
Robert F. Dennis, Reg. No. 40,988  
Jacques M. Dulin, Reg. No. 24,067  
Derek P. Freyberg, Registration No. 29,250  
Walter Kurz, Registration No. 37,373  
Edward J. Lynch, Reg. No. 24,422  
Priscilla H. Mark, Reg. No. 41,970  
William Schmonsees, Registration No. 31,796  
Herwig von Morzé, Registration No. 29,484

COMBINED DECLARATION  
AND POWER OF ATTORNEY

Attorney Docket No.  
28200-C3

Address all written correspondence to:

Heller Ehrman White & McAuliffe  
525 University Avenue  
Palo Alto, California 94301-1908.

Direct all telephone calls to:

Derek P. Freyberg, at (650) 324-7014.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

FIRST JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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John J. Nestor, Jr.

RESIDENCE	CITIZENSHIP
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Bedford, Massachusetts	U.S.A.
------------------------	--------

POST OFFICE ADDRESS

19 Sweeney Ridge Road, Bedford, Massachusetts 01730

SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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Scott W. Womble



10-14-99

RESIDENCE	CITIZENSHIP
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Fremont, California	U.S.A.
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POST OFFICE ADDRESS

119 Blaisdell Way, Fremont, California 94536

COMBINED DECLARATION  
AND POWER OF ATTORNEY

Attorney Docket No.  
28200-C3

THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Hans Maag	<i>Hans Maag</i>	10/14/99

RESIDENCE	CITIZENSHIP
Menlo Park, California	U.S.A. and Switzerland

POST OFFICE ADDRESS

745 Stanford Avenue, Menlo Park, California 94025

FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Charles A. Dvorak	<i>Charles A. Dvorak</i>	10/14/99

RESIDENCE	CITIZENSHIP
Palo Alto, California	U.S.A.

POST OFFICE ADDRESS

525 Ashton Avenue, Palo Alto, California 94306

FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Paul R. Fatheree	<i>Paul R. Fatheree</i>	10/13/99

RESIDENCE	CITIZENSHIP
San Francisco, California	U.S.A.

POST OFFICE ADDRESS

921 Minnesota Street, San Francisco, California

OCT 25 1999

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1,3-PROPANEDIOL DERIVATIVE

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**ASSENT BY ASSIGNEE  
TO AMENDMENT AND PETITION TO ADD INVENTORS**

Syntex (U.S.A.) Inc., a Delaware corporation, having an address at 3401 Hillview Avenue, Palo Alto, California 94304, is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventors. The assignment was recorded in the US Patent & Trademark Office on March 4, 1997 at Reel 8405, Frame 0979 in App. No. 08/453,223, of which this application is a continuation.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Syntex (U.S.A.) Inc. hereby assents to the correction of inventorship filed herewith.

Respectfully submitted,  
Syntex (U.S.A.) Inc.

By: Nancy M. Cohen  
Nancy M. Cohen  
Vice President

Date: October 14, 1999

OCT. 13. 1999 2:42PM

HELLER EHRMAN PALO ALTO

NO. 2303 P. 2

COMBINED DECLARATION  
AND POWER OF ATTORNEY

Attorney Docket No.  
20200-C3

OCT 18 1999

As a below named joint inventor, each of us hereby  
declares as follows:

My residence, post office address and citizenship are  
as stated below next to my name.

I believe that I am an original, first, and joint  
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Edward J. Lynch, Reg. No. 24,422  
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William Schmonsees, Registration No. 31,796  
Herwig von Morzé, Registration No. 29,484

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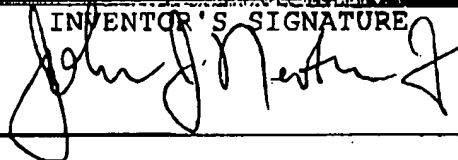
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FIRST JOINT INVENTOR

INVENTOR'S SIGNATURE

DATE

John J. Nestor, Jr.



10/13/99

RESIDENCE

CITIZENSHIP

Bedford, Massachusetts

U.S.A.

POST OFFICE ADDRESS

19 Sweeney Ridge Road, Bedford, Massachusetts 01730

SECOND JOINT INVENTOR

INVENTOR'S SIGNATURE

DATE

Scott W. Womble

RESIDENCE

CITIZENSHIP

Fremont, California

U.S.A.

POST OFFICE ADDRESS

119 Blaisdell Way, Fremont, California 94536

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THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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Hans Maag

RESIDENCE	CITIZENSHIP
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Menlo Park, California	U.S.A. and Switzerland
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745 Stanford Avenue, Menlo Park, California 94025

FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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Charles A. Dvorak

RESIDENCE	CITIZENSHIP
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Palo Alto, California	U.S.A.
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POST OFFICE ADDRESS

525 Ashton Avenue, Palo Alto, California 94306

FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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Paul R. Fatheree

RESIDENCE	CITIZENSHIP
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San Francisco, California	U.S.A.
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